

IN RE LUIS GONGORA

STATEMENT OF [REDACTED] 1

DATE: NOT INDICATED

COURT CASE NO.: N/A

POLICE INCIDENT REPORT NO.: OIS [REDACTED]

[REDACTED]: Back when the shooting happened I was coming to work right at that, that time and just so I stopped and happened to um be a witness and so one of the officers there took my info down at that time so I'm not sure if that's why you were coming by.

INSP. PON: Oh, I was just trying to follow-up with anybody so, so did anybody ever, ever follow-up with you?

[REDACTED]: No, no one did. No one called me.

INSP. PON: Okay. I ...

[REDACTED]: Yeah.

INSP. PON: I can take, take care of it right now then.

[REDACTED]: Okay.

INSP. PON: Thanks for calling me back. Um, [REDACTED] what's your ...

[REDACTED]: Actually ...

INSP. PON: Sorry.

[REDACTED]: One thing, just, I don't know if you know this, while I'm looking at your card ...

INSP. PON: Uh-huh.

[REDACTED]: I notice you ... the way your name is spelled and the way your email is spelled is different. You ever notice that?

INSP. PON: Yeah, yeah, they messed up.

[REDACTED]: Okay. Just in case you're missing some leads

1 or something, you know.

2 INSP. PON: Yeah, thanks. I gotta get new cards. They
3 totally messed my name. Thanks though for seeing that.

4 [REDACTED]: Yeah, no worries.

5 INSP. PON: [REDACTED], what's your last name?

6 [REDACTED]: It's [REDACTED] [REDACTED]

7 INSP. PON: [REDACTED]?

8 [REDACTED]: Yeah.

9 INSP. PON: And you work at, um ...

10 [REDACTED]: It's called Hello Ink.

11 INSP. PON: Yeah, I'm looking for a thing and couldn't
12 find it, 438 Shotwell?

13 [REDACTED]: Yeah.

14 INSP. PON: And [REDACTED], what's your birth date?

15 [REDACTED]: [REDACTED]

16 INSP. PON: Okay. So that day you were coming back from
17 lunch you said?

18 [REDACTED]: Yeah, no, from, I was coming in to work.

19 INSP. PON: Oh, coming in to work.

20 [REDACTED]: One, one thing I can say just to start, I
21 don't know if this will save you time but basic ... I was
22 interested in sort of giving a statement cause I, I was one of
23 the few people that were around, umm, but I basically saw those
24 officers approach and then walk behind the cars that were parked
25 on the street, so I, I basically could only hear the incident and
26 it was just out of my view as it was actually happening and then
27 there's a video that came out, I'm sure you've seen, from our
28 neighbors a, a office ...

1 INSP. PON: Yes.

2 [REDACTED]: Basically that video shows exactly kind of
3 what my frame of view was, which is I saw them get out and I saw
4 him rack the, the gun and uh then he, he went right out of my
5 view, so basically, I don't ... I'm not ... I can't really provide
6 you with much more information than what was on that video. So
7 that's why I kind of let, let it go after I saw that.

8 INSP. PON: Okay, okay. So you didn't actually see any of
9 the shooting at all?

10 [REDACTED]: No, I didn't ... right as that happened they
11 went, you know behind the cars out of ... so that cars were
12 blocking my view of it.

13 INSP. PON: Cars were blocking your view. Okay.

14 [REDACTED]: I could only hear it.

15 INSP. PON: Okay. So can you tell me what did you hear,
16 did you hear, did you hear him give a command or give command ...

17 [REDACTED]: Yeah basically they um ... I actually saw ... I
18 was walking, let's see, from a Shotwell, to 18th to 19th, and so I
19 actually saw the, the first car come down Shotwell, meet up with
20 the um, Homeless Outreach Team and like he just sort of drove by
21 and he said "oh, I, I heard there's a guy with a knife," and they
22 pointed him down the street.

23 INSP. PON: Umm-hmm.

24 [REDACTED]: He went down and flipped a "U-ey" in the
25 intersection and came back the other way. And um, the other two
26 cars that were down there followed that first car. And they
27 stopped, got out ... saw the first guy get out, um and, and then he
28 was starting to walk between the cars and that's when he racks

1 the ... I don't know what they call it, the shotgun looking thing,
2 but I know it's not a shotgun.

3 INSP. PON: Yeah.

4 [REDACTED]: And that was pretty loud and he, he started
5 yelling at the guy. I couldn't see the guy so it looked ... I, I
6 thought that he was on the ground cause I couldn't see him from
7 behind the car, um, and yeah he was just ... it was very quickly
8 the other two officers came up behind him and he was yelling "get
9 on the ground, get on the ground, sit down, get on the ground." I
10 actually hear him yell, um, anything about a knife or, or
11 dropping a knife, um ...

12 INSP. PON: You, you didn't hear anything about a knife?

13 [REDACTED]: I didn't hear that but of course since I've
14 seen that video my, my memory has been

15 INSP. PON: Sure.

16 [REDACTED]: refreshed obviously. But my memory of it was
17 once I heard the report saying oh, they were yelling at him drop
18 the knife, man, I really don't remember that. I remember them
19 yelling over and over again to get down, get down, get down. But
20 the main thing I remember was that the time elapsed from like
21 exiting the vehicle, racking the gun, to when it was over was, I
22 mean, really short, like 30 seconds.

23 INSP. PON: Okay. You heard the shots though while you
24 were there?

25 [REDACTED]: Oh yeah.

26 INSP. PON: Okay. You never ... did you ever see a knife or
27 anything or did ...

28 [REDACTED]: No.

1 INSP. PON: You didn't go look afterwards?
2 [REDACTED] No, because I wanted to get everyone in our
3 office ... I didn't know, you know, if there was going to be more
4 shots ... I wanted to keep everyone in our office inside; we have a
5 big glass windows there.
6 INSP. PON: Umm-hmm.
7 [REDACTED]: So I just got everyone inside and then, then
8 by the time, by a few minutes later the whole place was kind of
9 locked, locked down, so.
10 INSP. PON: Did you hear anybody, um, the officers use
11 Spanish, or say anything in Spanish, any commands?
12 [REDACTED]: Not that I recall, no. No, I'm almost
13 positive they didn't.
14 INSP. PON: Okay. And, and your best recollection, the
15 best ... was "get down on the ground, get down, get down," any
16 other verbiage that you remember used?
17 [REDACTED]: It, it was variations on that ... "get on the
18 ground, get down, get down now," that, that's what I remember and
19 then, a, like I said since I reviewed that video I did hear that
20 at the very end he did say put it down.
21 INSP. PON: Umm-hmm.
22 [REDACTED]: And then the, the shots came.
23 INSP. PON: Okay. Is there um ... have you seen that guy
24 that ... before on the street?
25 [REDACTED]: Yeah, only a couple of times. We just moved
26 here ... we moved here like a few months back so we haven't really
27 been here as long as some of the other people that live here
28 whatever, but, um, I, I've definitely seen him around before, um,

1 but I can't, I can't really give any, a color on it. I can't
2 really remember what he was like, or what he did or anything like
3 that.

4 INSP. PON: Okay, yeah. So no ... I just wanted to see if
5 there's any history of him acting out or anything like that.

6 [REDACTED]: No.

7 INSP. PON: Okay. Was there anybody else out, outside
8 with you?

9 [REDACTED]: Yeah, so, I was coming up, um, the only other
10 ... a couple of my co-workers came out after it had all transpired
11 cause they heard stuff.

12 INSP. PON: They heard stuff, okay.

13 [REDACTED]: So the only one ... I think you ... from what I
14 heard from my receptionist, I think you already talked to this
15 woman but there's a woman coming the opposite way toward 18th,
16 and we basically met right in front of our office and we have a
17 little alcove there

18 INSP. PON: Umm-hmm.

19 [REDACTED]: and she, she sort of ... she got freaked out by
20 the shots and kind of ... we pulled her into the alcove with us

21 INSP. PON: Yeah

22 [REDACTED]: and I think she might have gotten a, a
23 slightly better view of it than I did since she was a little bit
24 up the street.

25 INSP. PON: Yeah, we, we did find her. She had a little
26 backpack on and she in the video you can see her running by.

27 [REDACTED]: Yeah, White woman, with short hair, yeah,
28 yeah, she's on the video, exactly.

1 INSP. PON: Okay, perfect. So you were the person we were
2 looking for. She said that she, she, she was pulled in by one of
3 the employees.

4 [REDACTED]: Yeah, I was surprised, yeah surprised no one
5 called me after that but then like I said when I saw ... I figured
6 ... my dad was a cop and so I, I kind of ... I know how bad even
7 eyewitness testimony can be and so after I saw that video was
8 sort of thought, man well, there's nothing that I know that, um,
9 that I remember that's better evidence than that so I just sort
10 of let it go.

11 INSP. PON: Sure, sure. No, that's great, we, it helped
12 us a lot. Is there anything else you can think of that we should
13 know about?

14 [REDACTED]: No, not that I know.

15 INSP. PON: Okay. And um, other than the person that ...
16 the girl that you grabbed in, you see anybody else?

17 [REDACTED]: No, the only other ... I mean the only other
18 thing like I said was I saw on the way up the street that the
19 Homeless Outreach Team, those folks, I'm sure you've already

20 INSP. PON: Yeah.

21 [REDACTED]: talked to them or something like that but
22 they were down the street quite a ways

23 INSP. PON: Umm-hmm.

24 [REDACTED]: by the time I saw them I saw the cops and
25 then, oh, and yeah, then the, the two of his sort of tent
26 neighbors that have been interviewed

27 INSP. PON: Umm-hmm.

28 [REDACTED]: on the news and stuff they were right there

1 and they immediately started yelling and sort of backing, backing
2 away and, and screaming. Those are the only kind of party I saw
3 that were involved.

4 INSP. PON: Okay. Okay. Hey great, thanks man, I appre ...
5 anything else you think we should know?

6 [REDACTED] [REDACTED]: Nope.

7 INSP. PON: Okay. Hey [REDACTED], I appreciate the call back.
8 It helps us a lot.

9 [REDACTED] [REDACTED]: Yeah. Good, good luck.

10 INSP. PON: Thank you. Bye.

11 [REDACTED] [REDACTED]: Bye-bye.

12 INSP. PON: And this concludes, um the interview with
13 [REDACTED], and he called the office today and that's why the
14 recording started abruptly. And this is Inspector Pon, P-O-N, and
15 it is 1:31 p.m. on 4/26/16.

16 END OF DOCUMENT

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27 GEORGE
GASCÓN
DISTRICT
ATTORNEY

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